

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA

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SMITHS GROUP, PLC,

Plaintiff,

vs.

RONALD A. FRISBIE,

Defendant.

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Case No. 0:13-cv-00052-DSD-TNL

**MOTION FOR TEMPORARY  
RESTRAINING ORDER AND  
EXPEDITED DISCOVERY**

Plaintiff Smiths Group, plc (“Plaintiff”) herby moves the Court as follows:

1. For a Temporary Restraining Order pursuant to Rule 65(b) of the Federal Rules of Civil Procedure, enjoining Defendant Ronald A. Frisbie (“Defendant”) from:

- a. being employed by or providing any services to CareFusion Corporation or any affiliate thereof; and
- b. using or disclosing any confidential information of Smiths Medical. .

2. For an Order pursuant to Rules 26(d), 30, 33, 34 and 36 of the Federal Rules of Civil Procedure, permitting limited expedited discovery that may be of particular use to the Court in determining a preliminary injunction motion.

Specifically, Plaintiff seeks an order requiring Defendant to:

- a. produce immediately all documents in his possession, custody or control that concern or reflect any communications with CareFusion prior to January 7, 2013; and

- b. return immediately all Smiths Medical documents in his possession, custody or control.

This motion is based on the pleadings, records and proceedings herein, including the accompanying Memorandum of Law and Affidavits.

Dated: January 14, 2013

Respectfully submitted,

GREENE ESPEL PLLP

s/ Lawrence M. Shapiro

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